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*Attorney for Plaintiff, eTreppid Technologies, LLC*

**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

ETREPPID TECHNOLOGIES, LLC,

Plaintiff,

vs.

DENNIS MONTGOMERY, BRENDA  
MONTGOMERY, THE MONTGOMERY  
FAMILY TRUST, EDRA BLIXSETH,  
OPSPRING, LLC., AND BLXWARE, LLC,

Defendants.

Case No.: 3:06-CV-00056-PMP-VPC

**AFFIDAVIT FOR RENEWAL OF  
JUDGMENT**

STATE OF NEVADA

} ss.

COUNTY OF WASHOE

I, Warren Trepp, being first duly sworn, depose and state under penalty of perjury under the laws of the State of Nevada that the following statements are true and based on my personal knowledge:

1. I am the President of eTreppid Technologies, LLC, a Nevada limited liability company ("Judgment Creditor")

2. I am making this Affidavit for Renewal of Judgment ("Affidavit") based on personal knowledge and in support of the renewal of Judgment Creditor's Judgment, and as more particularly described below.

3. On December 11, 2008, the Clerk of the United States District Court for the District of Nevada entered the Confession of Judgment (the "Judgment") in favor of Judgment Creditor and against Dennis Montgomery, Brenda Montgomery, The Montgomery Family Trust,

1 Edra Blixseth, Opspring, LLC, and Blxware, LLC. (collectively, "Judgment Debtors"). The total  
2 Judgment amount against the Judgment Debtors was \$20,000,000.00, plus prejudgment interest.

3 4. On March 17, 2009, the United States District Court for the District of Nevada  
4 entered an Order (Docket No. 979) granting Judgment Creditor's Emergency Motion (Docket No.  
5 971) to correct the name of Judgment Debtor "Blxware, Inc." to "Blxware, LLC," and to correct  
6 the name of Judgment Debtor "Opspring, Inc." to "Opspring, LLC," retroactive to December 11,  
7 2008.

8 5. A certified copy of the Judgment was recorded in the office of the Washoe County  
9 Recorder on December 19, 2008 as Document No. 3714177.

10 6. The Judgment was registered with the United States District Court for the District  
11 of Montana, Case No. MCV-09-02-BLG-CSO, on January 22, 2009. The registered Judgment  
12 was recorded with the Gallatin County Clerk and Recorder's office on February 11, 2009 as  
13 Instrument No. 2321067.

14 7. The Judgment was registered and docketed in the United States District Court for  
15 the Southern District of California, San Diego Division, Case No. 09MC0019, on January 9, 2009.  
16 A Notice of Judgment Lien on Personal Property was filed with California Secretary of State on  
17 January 16, 2009, Instrument No. 09-7184996942, which expires on June 9, 2014. An Amended  
18 Lien to correct names was filed on May 22, 2009, Instrument No. 09-7197467535. The renewal  
19 of said Lien was recorded on June 9, 2014, Instrument No. 14-7415101832, which expires on June  
20 9, 2019.

21 8. The Abstract of Judgment was recorded in the following counties: (1) in the office  
22 of the Riverside County Recorder on January 23, 2009 as Instrument No. 2009-0031931; (2) in the  
23 office of the San Diego County Recorder on January 23, 2009 as Instrument No. 2009-0033701;  
24 and (3) in the office of the San Joaquin County Recorder on February 3, 2009 as Instrument No.  
25 2009-019283.

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9. The Amended Abstract of Judgment was recorded in the following counties: (1) in the office of the San Diego County Recorder on April 21, 2009 as Instrument No. 2009-0203578; and (2) in the office of the Riverside County Recorder on April 22, 2009 as Instrument No. 2009-0198382.

10. The Judgment in favor of Judgment Creditor consists of the following:

1.	Principal in the amount of	\$20,000,000.00
2.	Prejudgment Interest at the promissory note rate of 5% per annum on \$20,000,000.00 from November 18, 2008 to December 10, 2008	\$63,013.79
Total Judgment as of December 11, 2008		\$20,063,013.79

11. Since December 11, 2008, there has been no payment or other recovery on the Judgment.

12. There are no set-offs or counterclaims in favor of the Judgment Debtors.

13. A Writ of Execution was issued on December 29, 2008, and returned on May 7, 2009.

14. The Judgment provides that interest shall continue to accrue on all unpaid amounts at the statutory rate until the Judgment is paid in full.

15. 28 U.S.C. § 1961 provides that interest shall be allowed on any money judgment in a civil case recovered in a district court, and such interest shall be calculated from the date of the entry of the judgment, at a rate equal to the weekly average 1-year constant maturity Treasury yield, as published by the Board of Governors of the Federal Reserve System, for the calendar week preceding the date of the judgment. Interest shall be computed daily to the date of payment, and shall be compounded annually.

16. For the calendar week preceding the date of the Judgment, December 5, 2008, the interest rate was 0.69%

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17. Postjudgment interest has accrued on the Judgment in favor of Judgment Creditor through December 10, 2014, as follows:

Previous Judgment Balance	Interest Accrued From:	Interest Accrued To:	Interest Rate:	Accrued Interest:	Total Judgment:
\$20,063,013.79	12/11/08	12/10/09	0.69%	\$138,434.80	\$20,201,448.59
\$20,201,448.59	12/11/09	12/10/10	0.69%	\$139,390.00	\$20,340,838.59
\$20,340,838.59	12/11/10	12/10/11	0.69%	\$140,351.79	\$20,481,190.38
\$20,481,190.38	12/11/11	12/10/12	0.69%	\$141,320.21	\$20,622,510.59
\$20,622,510.59	12/11/12	12/10/13	0.69%	\$142,295.32	\$20,764,805.91
\$20,764,805.91	12/10/13	12/10/14	0.69%	\$143,277.16	\$20,908,083.07

18. The exact amount due on the Judgment in favor of Judgment Creditor as of December 10, 2014 is **\$20,908,083.07**. The Judgment in favor of Judgment Creditor will continue to accrue interest on all unpaid amounts at the statutory rate until this Judgment is paid in full.

19. Judgment Creditor has incurred attorney fees and costs, including fees and costs related to the preparation, filing and recording of this Affidavit, for which Judgment Creditor will seek recovery after the filing of this Affidavit.

20. Judgment Creditor is filing this Affidavit as to Dennis Montgomery, The Montgomery Family Trust, Opspring, Inc, and Blxware, Inc., and is seeking to extend its judgment lien on any real property held by said Judgment Debtors or hereafter acquired. Judgment Creditor is not renewing its Judgment as to Judgment Debtors Brenda Montgomery and Edra Blixseth, who obtained a discharge of this liability in bankruptcy. Judgment Creditor is also not seeking to extend its judgment lien on any real property acquired by Judgment Debtors Brenda Montgomery and Edra Blixseth after the dates of the filing of their respective petitions in bankruptcy.

21. Edra Blixseth filed a Chapter 7 bankruptcy case on March 26, 2009 in the United States Bankruptcy Court for the District of Montana, Case No. 09-60452-RBK. On February 8, 2011, the Bankruptcy Court entered an order discharging Edra Blixseth under section 727 of the Bankruptcy Code, which includes her liability on the Judgment.

22. Dennis Montgomery and Brenda Montgomery jointly filed a Chapter 7 bankruptcy

case on June 26, 2009 in the United States Bankruptcy Court for the Central District of California, Case No. 2:10-bk-18510-BB. On June 2, 2014, the Bankruptcy Court entered an order discharging Brenda Montgomery under section 727 of the Bankruptcy Code, which includes her liability on the Judgment.

23. Accordingly, the filing and recording of this Affidavit should not be construed as seeking to extend Judgment Creditor's judgment lien on any real property acquired by Brenda Montgomery and Edra Blixseth after the dates of the filing of their respective bankruptcy petitions, or as an attempt to collect the discharged debt previously owed by Brenda Montgomery and Edra Blixseth to Judgment Creditor, or as violating the discharge injunction under 11 U.S.C. § 524 in favor of Brenda Montgomery and Edra Blixseth.

24. Dennis Montgomery, as noted above, jointly filed his Chapter 7 bankruptcy petition with Brenda Montgomery, but he did not receive a discharge from the Bankruptcy Court. On December 27, 2011, the Bankruptcy Court entered an Order Denying Discharge of Dennis Lee Montgomery, and Dennis Montgomery remains jointly and severally liable for the full amount of the Judgment until satisfied in full.

I, Warren Trepp, swear under penalty of perjury that the foregoing is true and correct.

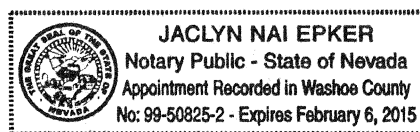
Dated this 25<sup>th</sup> day of November, 2014.

Warren Trepp

Signed and Sworn to before me, a Notary Public on 25<sup>th</sup> day of November, 2014.

by Warren Trepp proved to me on the basis of satisfactory evidence to be the person appeared before me.

Notary Public





PROOF OF SERVICE

I, Jaclyn Epker, declare:

I am employed in the City of Reno, County of Washoe, State of Nevada, by Edmond "Buddy" Miller, Attorney at Law, and his business address is 1610 Montclair Avenue, Suite C, Reno, Nevada 89509. I am over the age of 18 years and not a party to this action. I am readily familiar with Edmond "Buddy" Miller's practice for collection of mail, delivery of his hand deliveries and his process of faxes.

On November 25, 2014, I caused the foregoing *Affidavit For Renewal Of Judgment* to be:

X filed electronically with the U.S. District Court and therefore the court's computer system has electronically delivered a copy of the foregoing document to the following person(s) at the following e-mail addresses:

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X I certify that I have mailed the Affidavit For Renewal Of Judgment by U.S. Postal Service  
Certified Mail, return receipt requested, postage prepaid, to the following Judgment Debtors:

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6 Toscana Way W.  
Rancho Mirage, CA 92770

The Montgomery Family Trust  
6 Toscana Way W.  
Rancho Mirage, CA 92770

Blxware, LLC  
600 106th Avenue NE, Suite 210  
Bellevue, WA 98004-5045

Opspring, LLC  
600 106th Avenue NE, Suite 210  
Bellevue, WA 98004-5045

I declare under penalty of perjury that the above is true and correct.

EXECUTED on November 25, 2014, at Reno,  
Nevada.

  
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Jaclyn Epker  
Employee of Edmond Buddy Miller